

~~PROPOSED ORDER/COVER SHEET~~

TO: Honorable Wayne D. Brazil
U.S. Magistrate Court Judge

FILED**RE:** Charles Phillips

FROM: Claudette M. Silvera, Chief
U.S. Pretrial Services Officer

MAR 17 2008

DOCKET NO.:

CR 07-00643 *WBB* DW

DATE: March 17, 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

THE ATTACHED MEMORANDUM WAS PREPARED BY PRETRIAL SERVICES OFFICER:

Rich Sarlatte**U.S. PRETRIAL SERVICES OFFICER****415-436-7508****TELEPHONE NUMBER**

RE: MODIFICATION OF CONDITIONS (OR INFORMATION/VIOLATION)

We are requesting direction from the Court. Please initial the appropriate box(es), and return this form to us so that we may comply with your instructions.



I have reviewed the information that you have supplied. I do not believe that this matter requires any action by this Court at this time.



Inform all parties concerned that I will conduct a Bail Review Hearing in Courtroom No. _____ on _____ at _____.



Inform all parties concerned that a Bail Review Hearing will be conducted by:
Magistrate Judge _____ Presiding District Court Judge _____



I agree with the recommendation of the Pretrial Services Officer and hereby modify the defendant's Pretrial Release conditions as indicated below:



Modification(s)

A.

B.



Bail Revoked/Bench Warrant Issued.



I am returning the signed order and direct that a copy be provided to the Court file and all interested parties(AUSA and Defense Counsel).



Other Instructions:

Please do not report violations of five minutes or less.

JUDICIAL OFFICER

3/17/08

DATE

Cover Sheet (12/03/02)

cc: WMB's Stats, Copy to parties via ECF, Pretrial
~~Financial~~, Financial, Frances

To: Honorable Wayne D. Brazil
U.S. Magistrate Court Judge
From: Rich Sarlatte
U.S. Pretrial Services Officer
Subject: Charles Phillips
Docket No.: CR 07-00643 WDB
NOTICE OF VIOLATION OF RELEASE CONDITIONS
Date: March 17, 2008



MEMORANDUM

Your Honor:

The above-captioned individual was released by the Court with supervision by U.S. Pretrial Services including the following special release condition(s):

- the defendant shall report as directed by U.S. Pretrial Services
- the defendant shall seek or maintain gainful employment
- the defendant shall remain in the custody of a third party custodian
- the defendant shall submit to random drug testing and/or treatment as directed by U.S. Pretrial Services
- the defendant's travel shall be restricted to _____
- the defendant shall comply with a curfew from _____ to _____
- the defendant shall submit to electronic monitoring
- other special condition _____

VIOLATION

The defendant has apparently violated the release conditions by:

- not reporting as directed
- failing to maintain or secure gainful employment
- not residing with the third party custodian
- failed to report for drug testing and/or scheduled treatment
- traveling outside of the court restricted area without Court permission
- violating curfew
- violating the terms of electronic monitoring
- other: _____

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**NOTICE OF VIOLATION OF RELEASE CONDITIONS TO THE HONORABLE WAYNE D. BRAZIL,
U.S. MAGISTRATE JUDGE**
RE: PHILLIPS, CHARLES **Docket No.: CR 07-00643 WDB**

DETAILS OF ALLEGED VIOLATION

On March 17, 2008, this officer received an alert that the defendant left his home without authorization at 8:29am. The defendant is authorized to leave his home at 8:30am. Mr. Phillips was contacted and reminded that he cannot leave his home until after 8:30am.

RECOMMENDATION

Based upon the alleged violation(s), U.S. Pretrial Services respectfully recommends that the Court:

- not take any punitive action at this time
- convene a Bail Violation Hearing to discuss this situation
- other: _____

This memorandum is submitted for Your Honor's information and direction.

Respectfully Submitted,

Rich Sarlatte
Electronic Monitoring Specialist
U.S. Pretrial Services Officer

Reviewed by:

Silvio Lugo, Assistant Deputy Chief
U.S. Pretrial Services Officer

cc: William Welch, Defense counsel
Garth Hire, Assistant U.S. Attorney